

EXHIBIT 59

To: Kirschner, Casey[ckirschn@amazon.com]
Cc: Herb Glimcher<herb@glimchercompany.com>[herb@glimchercompany.com]
From: Cadwallader, John I.
Sent: Fri 11/15/2019 11:53:42 AM
Subject: FW: Extension deposit-- H&M Gudelsky Purchase and Sale Agreement
[Scan - 01 Nov 2019 12 24 53 PM.PDF](#)

2nd Extension deposit and notice we were closing

John I. Cadwallader
Attorney **Frost Brown**
at Law | **Todd LLC**

614.559.7212 Direct

614.804.6605 Mobile

jcadwallader@fbtlaw.com

From: Cadwallader, John I. <JCadwallader@fbtlaw.com>
Sent: Friday, November 1, 2019 1:45 PM
To: Ayana Lambert <ayana@percontee.com>
Cc: Ed Hoy (edhoy@gudelskygroup.com) <edhoy@gudelskygroup.com>; herb@glimchercompany.com; casey.kirschner@gmail.com; casey.kirschner@gmail.com; John Gudelsky <jgudelsky@gudelskygroup.com>; Schengeli, Linda M. <LSchengeli@fbtlaw.com>; Herb Glimcher<herb@glimchercompany.com> <herb@glimchercompany.com>; Jennings, Ann D. <AJennings@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>
Subject: RE: Extension deposit-- H&M Gudelsky Purchase and Sale Agreement

□
Ayana—Herb sent the 2nd 100K deposit and First American acknowledged receipt on 9/20 per the attached. We are planning to proceed to a close and for confidentiality and related reasons would like to buy LLC interests by having the Seller form a new LLC and convey the fee title of the Property to it so we can buy the membership interests. Please confirm that structure is ok from your standpoint, and we can work together on names and process. If available, we would like to use Chantilly Ridge, LLC, and assume it may be best to use a VA LLC on your end. Thanks, and please advise. Best, John

John I. Cadwallader
Attorney **Frost Brown**
at Law | **Todd LLC**

614.559.7212 Direct

614.804.6605 Mobile

jcadwallader@fbtlaw.com

From: Ayana Lambert <ayana@percontee.com>

Sent: Thursday, October 31, 2019 1:49 PM

To: Cadwallader, John I. <JCadwallader@fbtlaw.com>

Cc: Ed Hoy (<edhoy@gudelskygroup.com> <edhoy@gudelskygroup.com>; <herb@glimchercompany.com>; <casey.kirschner@gmail.com>; <casey.kirschner@gmail.com>; John Gudelsky <jgudelsky@gudelskygroup.com>; Schengeli, Linda M. <LSchengeli@fbtlaw.com>; Herb Glimcher<herb@glimchercompany.com> <herb@glimchercompany.com>; Jennings, Ann D. <AJennings@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>

Subject: RE: Extension deposit-- H&M Gudelsky Purchase and Sale Agreement

☐

Good afternoon John,

I hope all is well. As you know, the due diligence period ends on Monday, Nov. 4th. Please let me know whether buyer intends to further extend the due diligence period or go hard on the contract.

Many thanks,

Ayana

Ayana T. Lambert, Esq.

Deputy General Counsel

Percontee, Inc.

11900 Tech Road

Silver Spring, MD 20904

Tel: 301-622-0100

Fax: 301-622-3507

Mobile: 240-338-9689

Email: ayana@percontee.com

From: Cadwallader, John I. <JCadwallader@fbtlaw.com>

Sent: Wednesday, September 4, 2019 4:06 PM

To: Ayana Lambert <ayana@percontee.com>

Cc: Ed Hoy (<edhoy@gudelskygroup.com> <edhoy@gudelskygroup.com>; <herb@glimchercompany.com>; <casey.kirschner@gmail.com>; <casey.kirschner@gmail.com>; John Gudelsky <jgudelsky@gudelskygroup.com>; Schengeli, Linda M. <LSchengeli@fbtlaw.com>; Herb Glimcher<herb@glimchercompany.com> <herb@glimchercompany.com>; Jennings, Ann D. <AJennings@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>; Hughes, Lynn O. <lhughes@fbtlaw.com>

Subject: Extension deposit-- H&M Gudelsky Purchase and Sale Agreement

☐

Ayana—deposit was made—see attached. Thx.John

John I. Cadwallader
Attorney **Frost Brown**
at Law | **Todd LLC**

614.559.7212 Direct

614.804.6605 Mobile

jcadwallader@fbtlaw.com

From: Hughes, Lynn O. <lhughes@fbtlaw.com>

Sent: Tuesday, August 20, 2019 12:15 PM

To: Cadwallader, John I. <JCadwallader@fbtlaw.com>; Jim Bowman <James.Bowman@raymondjames.com>

Cc: Herb Glimcher<herb@glimchercompany.com> <herb@glimchercompany.com>; 'Carleton Nelson' <Cheshireventures@outlook.com>; Schengeli, Linda M. <LSchengeli@fbtlaw.com>; 'Flood, Crystal M.' <CFlood@firstam.com>; Shannon.Meisner@RaymondJames.com

Subject: RE: Critical Dates - H&M Gudelsky Purchase and Sale Agreement



Good afternoon:

Please see the attached receipt for the \$100,000.00 extension funds received by First American.

Please let me know if you need anything further at this time.

Thank you.

Lynn O. Hughes
MST Commercial Closing
Specialist



3300 Great American Tower | 301
East Fourth Street

Cincinnati, OH 45202

513.651.6498 Direct

513.651.6170 Main

513.651.6777 Fax

lhughes@fbtlaw.com mstagency.com
|

NOTICE: This electronic mail transmission is for the use of the named individual or entity to which it is directed and may contain information that is privileged or confidential. It is not to be transmitted to or received by anyone other than the named addressee (or a person authorized to deliver it to the named addressee). It is not to be copied or forwarded to any unauthorized persons. If you have received this electronic mail transmission in error, delete it from your system without copying or forwarding it, and notify the sender of the error by replying via email or by calling Frost Brown Todd LLC at (513) 651-6800 (collect), so that our address record can be corrected.
